

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	WAGNER et al.	Examiner:	Unassigned
Serial No.:	Unassigned	Group Art Unit:	Unassigned
Filed:	March 12, 2004	Docket No.:	GUID.627PA
Title:	PATIENT STRATIFICATION FOR IMPLANTABLE SUBCUTANEOUS CARDIAC MONITORING AND THERAPY		

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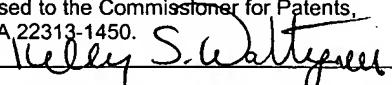
CERTIFICATE UNDER 37 CFR 1.10

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Date of Deposit: March 12, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Commissioner for Patents, MAIL STOP PATENT APPLICATION, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

  
Name: Kelly S. Waltney

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted either within three months of the filing date or before the first Office Action of the above-identified application. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), and the 05 August 2003 Official Gazette Notice, only a copy of each foreign document or non-U.S. patent/application listed on the enclosed Form 1449 is provided.

Please note that any notations or markings on the attached documents do not reflect particular relevance, or lack thereof, to the present application, nor were they necessarily made by anyone affiliated with the prosecution of the present application.

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Appl. Filed: March 12, 2004  
Appl. Serial No.: Unassigned  
Information Disclosure Statement

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

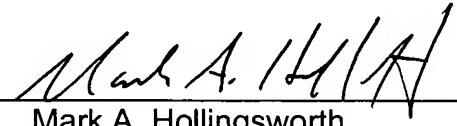
Applicant brings to the Examiner's attention commonly owned, co-pending U.S. Application 10/465,520, filed June 19, 2003, which may be of interest.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Respectfully submitted,

Crawford Maunu PLLC  
1270 Northland Drive  
Suite 390  
St. Paul, MN 55120  
651/686-6633

Date: March 12, 2004

By:   
Mark A. Hollingsworth  
Reg. No. 38,491

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)			
		Docket Number: GUID.627PA	Application Number: To be assigned
		Applicant: WAGNER et al.	
		Filing Date: 3/12/2004	Group Art Unit: To be assigned

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,628,986 B1	09/30/03	Mouchawar et al.			
	6,622,046	09/16/03	Fraley et al.			
	6,615,083	09/02/03	Kupper			
	6,607,509	08/19/03	Bobroff et al.			
	6,564,106	05/13/03	Guck et al.			
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EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

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	2002/0035377	03/21/02	Bardy et al.			
	2002/0035376	03/21/02	Bardy et al.			

FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
	WO 92/20402	26 Nov. 1992	WO			YES
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
		Renee Hartz et al., <i>New Approach to Defibrillator Insertion</i> , J. Thoracic Cardiovascular Surgery, Vol. 97, pp. 920-922 (1989).				
		Theofilos M. Kolettis, MD, PhD et al., <i>Submammary Implantation of a Cardioverter-Defibrillator with a Nonthoracotomy Lead System</i> , Am. Heart J., Vol. 126, pp. 1222-1223 (Nov. 1993)				
		John C. Schuder et al., <i>Transthoracic Ventricular Defibrillation in the Dog with Truncated and Untruncated Exponential Stimuli</i> , IEEE Trans. On Bio-Medical Engin., Vol. BME-18, No. 6, pp. 410-415 (Nov. 1971).				
		John C. Schuder et al., <i>Ventricular Defibrillation in the Dog Using Implanted and Partially Implanted Electrode Systems</i> , Am. J. of Cardiology, Vol. 33, pp. 243-247 (Feb. 1974).				
		John C. Schuder et al., <i>Experimental Ventricular Defibrillation with an Automatic and Completely Implanted System</i> , Trans. Am. Soc. Artif. Int. Organs, Vol. 16, pp. 207-212 (1970).				
		Karel Smits & Marek Malik, <i>Defibrillation Threshold (DFT) Model of a Fully Subcutaneous ICD System</i> , Europace Supplements, Vol. 2, June 2001, page B83, column 778 (best copy available).				
		Stibris et al., <i>Optimizing the Shape of Implanted Artificial Pacemakers</i> , Kaunas Medical Institute. Translated from Meditsinskaya Tekhnika, No. 6, pp. 25-27 (1986).				
		Charles T. Leng et al., <i>Lead Configuration for Defibrillator Implantation in a Patient with Congenital Heart Disease and a Mechanical Prosthetic Tricuspid Valve</i> , PACE, Vol. 24, No. 8, pp. 1291-1292 (Aug. 2001).				
		Park & Pollock, <i>Use of an Implantable Cardioverter Defibrillator in an Eight-Month-Old Infant with Ventricular Fibrillation Arising from a Myocardial Fibroma</i> , PACE, Vol. 22, No. 1, pp. 138-139 (Jan. 1999).				
		Rainer Gradaus M.D. et al., <i>Nonthoracotomy Implantable Cardioverter Defibrillator Placement in Children: Use of a Subcutaneous Array Leads and Abdominally Placed Implantable Cardioverter Defibrillators in Children</i> , J. of Cardiovascular Electrophysiology, Vol. 12, No. 3, pp. 356-360 (March 2001)				

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